

House Bill 1630 (AS PASSED HOUSE AND SENATE)

By: Representatives Rynders of the 152nd and Hanner of the 148th

A BILL TO BE ENTITLED

AN ACT

To amend an Act entitled "An Act to create a Board of Commissioners of Roads and Revenues, and public buildings, and public property, and finances for the County of Lee," approved August 6, 1921 (Ga. L. 1921, p. 517), as amended, so as to provide for the establishment of terms of offices for members of local authorities; to provide for the removal of members of such authorities for cause; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act entitled "An Act to create a Board of Commissioners of Roads and Revenues, and public buildings, and public property, and finances for the County of Lee," approved August 6, 1921 (Ga. L. 1921, p. 517), as amended, is amended by inserting immediately following Section 8A a new section to read as follows:

"SECTION 8B.

(a) Unless prohibited by applicable federal or state law, the board of commissioners of Lee County shall be authorized to adopt an ordinance or ordinances providing that the office of any member of a particular board, commission, or authority appointed by the board of commissioners of Lee County shall be declared vacant upon a determination by the members of the board of commissioners of Lee County that such member has been, while in office, arrested for or convicted of a felony, a misdemeanor of a high and aggravated nature, or a crime involving moral turpitude, or is found by the board of commissioners of Lee County to have moved such member's residence from the unincorporated area of Lee County during such member's term of office. The board of commissioners of Lee County shall be authorized to remove any member of such a board, commission, or authority from office by a two-thirds' vote of the board of commissioners of Lee County in the event that

1 such member is found by the board of commissioners of Lee County to be guilty of
2 misfeasance or malfeasance in office, is found by the board of commissioners of Lee
3 County to have failed to attend three or more successive regular meetings of the board,
4 commission, or authority to which such member was appointed without a reasonable
5 excuse approved by a resolution of the board, commission, or authority or who is found by
6 the board of commissioners of Lee County to have engaged in actions or activities which
7 are determined by the board of commissioners of Lee County to have been detrimental to
8 the carrying out of the duties and obligations of the board, commission, or authority.

9 (b) The Lee County Board of Commissioners shall also be authorized to make any such
10 ordinance or ordinances adopted pursuant to subsection (a) of this section applicable to all
11 members of such board, commission, or authority holding office on or after the effective
12 date of any such ordinance or ordinances.

13 (c) Unless prohibited by applicable federal or state law, the board of commissioners of Lee
14 County shall be authorized to adopt an ordinance or ordinances providing that the term of
15 all members appointed to a particular board, commission, or authority by the board of
16 commissioners of Lee County shall be one year, but any such appointed member shall be
17 authorized to succeed himself or herself.

18 (d) The Lee County Board of Commissioners shall be authorized to make any such
19 ordinance or ordinances adopted pursuant to subsection (a) of this section applicable to all
20 members of such board, commission, or authority appointed or reappointed on or after July
21 1, 2006."

22 **SECTION 2.**

23 This Act shall become effective upon its approval by the Governor or upon its becoming law
24 without such approval.

25 **SECTION 3.**

26 All laws and parts of laws in conflict with this Act are repealed.